

(b) (6), (b) (7)(C)

From: MCALEENAN, KEVIN K
Sent: Sunday, January 29, 2017 12:21 AM (b) (6), (b) (7)(C)
To: Owen, Todd C (AC OFO); WAGNER, JOHN P; (b) (7)(C); HOFFMAN, TODD A; HUTTON, JAMES R; (b) (6), (b) (7)(C)
Cc: ALLES, RANDOLPH D; (b) (6), (b) (7)(C)
Subject: Outstanding Immigration Actions - Court Orders, etc.

PRE-DECISIONAL//DELIBERATIVE – ATTORNEY-CLIENT PRIVILEGED INFORMATION

Team,

I am tracking the following urgent issues associated with Executive Order implementation:

- (b) (5)
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Need overnight POC for actions and confirmation.

Thank you.



Kevin K. McAleenan
Acting Commissioner
U.S. Customs and Border Protection

(b) (6), (b) (7)(C)

*We are the guardians of our Nation's borders.
We are America's frontline.*

Vigilance • Service • Integrity

(b) (6), (b) (7)(C)

From: MCALEENAN, KEVIN K
Sent: Sunday, January 29, 2017 1:33 AM
To: Maher, Joseph; Baroukh, Nader; Hamilton, Gene
Cc: Nielsen, Kirstjen; Cissna, Tiffany; (b) (6)
Subject: PLEASE REVIEW: Language of the instruction

(b) (5), (b) (7)(E)

(b) (6), (b) (7)(C)

From: Maher, Joseph
Sent: Sunday, January 29, 2017 1:34 AM
To: MCALEENAN, KEVIN K; Baroukh, Nader; Hamilton, Gene
Cc: Nielsen, Kirstjen; Cissna, Tiffany; (b) (6), (b) (7)(C)
Subject: RE: PLEASE REVIEW: Language of the instruction

(b) (5)

From: MCALEENAN, KEVIN K
Sent: Sunday, January 29, 2017 1:33 AM
To: Maher, Joseph (b) (6) >; Baroukh, Nader (b) (6) >; Hamilton, Gene (b) (6)
Cc: Nielsen, Kirstjen (b) (6) >; Cissna, Tiffany (b) (6) >; (b) (6), (b) (7) (b) (6), (b) (7)(C)
Subject: PLEASE REVIEW: Language of the instruction

(b) (5), (b) (7)(E)

(b) (6), (b) (7)(C)

From: MCALEENAN, KEVIN K (b) (7)
Sent: Sunday, January 29, 2017 1:39 AM (C) (b)
To: Owen, Todd C (AC OFO); WAGNER, JOHN P; (b) (7)(C), (b) (6) HOFFMAN, TODD A;
HUTTON, JAMES R; DIRECTORS FIELD OPS
Cc: (b) (7)(C), (b) (6) (b) (7)(C), (b) (6) (b) (7)(C), (b) (6) ALLES,
RANDOLPH D; (b) (6), (b) (7)(C)
Subject: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY
Court Order

ALCON:

Please take immediate action on the instruction below with regard to travelers impacted by the order. APP will follow with further guidance:

To further the implementation of the Executive Order, consistent with the principle in Section 5(e) recognizing due consideration for travelers who were in transit and for whom denying admission would cause undue hardship, ports of entry shall take the following actions for those limited number of travelers subject to the Executive Order currently in CBP custody. Ports of entry should assess those individuals by referring them for a (b) (7)(E) consideration for a waiver pursuant to Section 3(g) or 5(e) as appropriate. (b) (7)(E) the case should be referred to up the chain to determine appropriate next steps. In any event, no alien subject to the Executive Order may be subject to Expedited Removal or another immediate form of removal. For any alien currently in CBP custody who had previously been processed for Expedited Removal and not yet removed, please re-process according to this guidance. For any questions regarding this guidance please contact Admissibility and Passenger Programs, duty officer.



Kevin K. McAleenan
Acting Commissioner
U.S. Customs and Border Protection

(b) (7)(C), (b) (6)
(b) (7)(C), (b) (6)

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We are America's frontline.*

Vigilance • Service • Integrity

(b) (6), (b) (7)(C)

From: HUTTON, JAMES R
Sent: Sunday, January 29, 2017 11:49 AM
To: HOFFMAN, TODD A; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS; ENFORCEMENT PROGRAMS DIVISION
Cc: Owen, Todd C (AC OFO); WAGNER, JOHN P; (b) (6), (b) (7)(C); (b) (6), (b) (7) (b) (6), (b) (7)(C) (b) (6), (b) (7) (b) (7)(C), (b) (6) (b) (6), (b) (7); (b) (7)(C), (b) (6)
Subject: RE: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

DFO's

Kindly request that you all Enforcement Programs Division (group mailbox) to all waiver requests. This will help us track the waivers and alleviate field reporting.

Thank very much for all of your flexibility. We are striving not to burden the Field.

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs
(b) (7)(C), (b) (6)
Washington, DC

(b) (6), (b) (7)(C)
✉: (b) (7)(C), (b) (6)



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From: HUTTON, JAMES R
Sent: Saturday, January 28, 2017 9:34 PM
To: HOFFMAN, TODD A (b) (7)(C), (b) (6); DIRECTORS FIELD OPS
<(b) (7)(E)>; EXECUTIVE DIRECTORS HQ (b) (7)(E)>; BORDER SECURITY ASST DIRECTORS <(b) (7)(E)>
Cc: Owen, Todd C (AC OFO) <(b) (7)(C), (b) (6)>; WAGNER, JOHN P <(b) (7)(C), (b) (6)>; (b) (7)(C), (b) (6); (b) (7)(C), (b) (6); (b) (7)(C), (b) (6); (b) (7)(C), (b) (6)
Cc: (b) (7)(C), (b) (6); (b) (7)(C), (b) (6); (b) (7)(C), (b) (6)
Cc: (b) (7)(C), (b) (6); (b) (7)(C), (b) (6); (b) (7)(C), (b) (6)

Subject: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States

Importance: High

OFO's

As a follow up from guidance sent last night. In addition to waivers for LPRs, the Secretary of Homeland Security has delegated waiver authority to the Commissioner of CBP for **only** the following categories of individuals subject to the EO:

- Returning Refugees (to include any 1st time refugees encountered);
- Returning Asylees;
- Individuals in possession of a valid I-512 issued by CIS;
- UAC

The request for said waiver will need to follow the below format sent initially to the below distro

- (b) (7)(C), (b) (6)
- (b) (7)(C), (b) (6)
- EAC Owen
- DEAC Wagner
- (b) (7)(C), (b) (6)
- XD Hoffman
- (b) (6), (b) (7)(C)
- DXD Hutton
- OFO Field Liaison

have also attached some samples that were submitted for approval today.

Sample

Subject Line: EO 212(f) Exemption for LAST NAME, (f/n) First name

Waiver Narrative

(b) (5)

Specific bullets regarding the specific individual(s), for example:

(b) (5)

(b) (5)



(b) (5)



J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs
(b) (7)(C), (b) [redacted]
Washington, DC

(b) (6), (b) (7)(C)

